

1 THE HONORABLE JOHN C. COUGHENOUR
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12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON
14 AT SEATTLE
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16 WASHINGTON MUTUAL, INC., AS
17 SUCCESSOR IN INTEREST TO H.F.
18 AHMANSON & CO. AND SUBSIDIARIES,
19

20 Plaintiff,

21 v.
22

23 UNITED STATES OF AMERICA,
24

25 Defendant.
26

27 No. CV06-1550 JCC
28

29 NOTICE OF APPEAL AND
30 REPRESENTATION STATEMENT
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32 Notice is hereby given that Washington Mutual, Inc., as Successor in Interest to H.F.
33 Ahmanson & Co. and Subsidiaries, in the above-named case hereby appeals to the United States
34 Court of Appeals for the Ninth Circuit from the order for entry of judgment entered in this action
35 on the 5th day of November, 2009, which reflects and reduces to final judgment the court's
36 August 12, 2008, order on the parties' cross-motions for summary judgment. A Representation
37 Statement is attached to this Notice, as required by Ninth Circuit Rule 3-2(b).
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NOTICE OF APPEAL
(NO. CV06-1550 JCC) - 1

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7 Dated: December 15, 2009.
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10 **SHEARMAN & STERLING LLP**
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NOTICE OF APPEAL
(NO. CV06-1550 JCC) - 2

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REPRESENTATION STATEMENT

Pursuant to Ninth Circuit Rule 3-2(b), plaintiff-appellant Washington Mutual, Inc., as Successor in Interest to H.F. Ahmanson & Co. and Subsidiaries (“Washington Mutual, Inc.”), identifies the following parties to this action, and their counsel of record:

1. Appellant Washington Mutual, Inc.

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2. Appellee United States of America

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Henry C Darmstadter
James E. Weaver
Chad D. Nardiello
U.S. Department of Justice, Tax Division
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NOTICE OF APPEAL
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8 DATED: December 15, 2009.
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NOTICE OF APPEAL
(NO. CV06-1550 JCC) - 4

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5**CERTIFICATE OF SERVICE**

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7 On December 15, 2009, I caused to be served upon counsel of record, at the address
8 stated below, via the method of service indicated, a true and correct copy of the foregoing
9 document.

12 David N. Geier	Via hand delivery
13 Henry C Darmstadter	Via U.S. Mail, 1st Class,
14 James E. Weaver	Postage Prepaid
15 Chad D. Nardiello	Via Overnight Delivery
16 U.S. Department of Justice, Tax Division	Via Facsimile
17 555 Fourth Street, NW	Via E-filing
18 Room 7227	
19 Washington, DC 20001	

23
24 I certify under penalty of perjury under the laws of the State of
25 Washington that the foregoing is true and correct.

26
27 DATED at Seattle, Washington, on December 15, 2009.

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29 s/ Jeffrey M. Hanson
30 Jeffrey M. Hanson
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NOTICE OF APPEAL
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